

1 Katherine F. Parks, Esq.
2 Nevada Bar No. 6227
3 Thorndal Armstrong, PC
4 6590 S. McCarran Blvd., Suite B
5 Reno, Nevada 89509
6 Tel: (775) 786-2882
7 kfp@thorndal.com
8 Attorney for Defendants
9 CARSON CITY

10 UNITED STATES DISTRICT COURT
11 DISTRICT OF NEVADA
12

13 DREW J. RIBAR,

14 Plaintiff,

15 vs.

Case No.

16 STATE OF NEVADA EX. REL. NEVADA
17 DEPARTMENT OF CORRECTIONS,
18 CARSON CITY AND ITS SHERIFFS
19 OFFICE, CARSON CITY DISTRICT
20 ATTORNEYS OFFICE, CARSON CITY
21 MANAGERS OFFICE, FERNANDEIS
22 FRAZAIER IN HIS OFFICIAL CAPACITY
23 AS WARDEN OF NORTHERN NEVADA
24 CORRECTIONAL, AARON RYDER IN HIS
25 OFFICIAL CAPACITY AS AN OFFICER OF
26 NEVADA DEPARTMENT OF
27 CORRECTIONS, ROBERT SMITH IN HIS
28 OFFICIAL CAPACITY AS AN OFFICER OF
NEVADA DEPARTMENT OF
CORRECTIONS, JASON BUENO IN HIS
OFFICIAL CAPACITY AS AN OFFICER OF
CARSON CITY SHERIFF, SEAN
PALAMAR RYDER IN HIS OFFICIAL
CAPACITY AS AN OFFICER OF CARSON
CITY SHERIFF, TYSON DARIN LEAGUE
RYDER IN HIS OFFICIAL CAPACITY AS
AN OFFICER OF CARSON CITY DISTRICT
ATTORNEY, JAMES DZURENDA
(DIRECTOR NEVADA DEPARTMENT OF
CORRECTIONS), JASON D. WOODBURY
(CARSON CITY DISTRICT ATTORNEY),
KENNETH T. FURLONG IN HIS
CAPACITY AS SHERIFF CARSON CITY,
NV, OFFICER/DEPUTY/J. DOE 1-99,

Defendants.

**PETITION FOR REMOVAL TO
FEDERAL COURT**

COMES NOW Defendants CARSON CITY, by and through their attorneys Thorndal Armstrong, PC, and provide notice of removal of this action to the United States District Court for the District of Nevada pursuant to 28 U.S.C. §1441.

I. INTRODUCTION

Plaintiff DREW RIBAR has sued the Defendants in Nevada state court presenting a cause of action for alleged violation of his constitutional rights under the First, Fourth, Fifth, Eighth and Fourteenth Amendments of the United States Constitution. Defendants thus remove this case based on the existence of federal questions pursuant to 28 U.S.C. §1331.

II. PROCESS, PLEADINGS, AND ORDERS RECEIVED BY DEFENDANTS

The Plaintiff filed his Complaint in First Judicial District Court on January 29, 2024, and the Carson City Defendants identified in the Complaint received a copy of the Complaint on or about February 12, 2024. A true and correct copy of the Complaint is attached hereto as Exhibit “1.”

III. THE COURT HAS JURISDICTION UNDER 28 U.S.C. §1331

This Court has original jurisdiction over this case pursuant to 28 U.S.C. §1331, as Plaintiff’s Complaint contains claims based in federal law. See, Exhibit “1.”

IV. THIS REMOVAL IS TIMELY.

The Carson City Defendants received the Complaint on February 12, 2024. This Petition is being filed on February 29, 2024, a date less than thirty (30) calendar days after the Complaint was received by the Defendants, and, accordingly, the removal is timely. See, 28 U.S.C. §1446(C)(3).

V. DEFENDANTS HAVE MET ALL OTHER REQUIREMENTS FOR REMOVAL.

1. This Court has jurisdiction over this matter pursuant to 28 U.S.C. §1331. Removal is proper pursuant to 28 U.S.C. §1441.

2. Defendants attach to this Petition as Exhibit 1, a true and correct copy of the Complaint.

3. Defendants will promptly file a copy of this Petition for Removal in the First Judicial District Court of the State of Nevada in and for Carson City pursuant to 28 U.S.C.

1 §1446(d).

2 4. Defendants have served this Petition for Removal upon Plaintiff Drew Ribar.

3 DATED this 29th day of February, 2024.

4 THORNDAL ARMSTRONG, PC

5
6 By: /s/ Katherine Parks
KATHERINE F. PARKS, ESQ.
7 Nevada Bar No. 6227
6590 S. McCarran Blvd., Suite B
8 Reno, Nevada 89509
Attorney for Defendants
9 CARSON CITY

CERTIFICATE OF SERVICE

Pursuant to FRCP 5(b), I certify that I am an employee of Thorndal Armstrong, PC, and that on this date I caused the foregoing PETITION FOR REMOVAL TO FEDERAL COURT to be served on all parties to this action by:

 X placing an original or true copy thereof in a sealed, postage prepaid, envelope in the United States mail at Reno, Nevada.

 United States District Court CM/ECF Electronic Filing Process

 hand delivery

 electronic means (fax, electronic mail, etc.)

 Federal Express/UPS or other overnight delivery

fully addressed as follows:

Drew J. Ribar
3480 Pershing Ln
Washoe Valley, NV 89704
Pro Se Plaintiff

DATED this 29th day of February, 2024.

 /s/ Laura Bautista
An employee of Thorndal Armstrong, PC

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

INDEX OF EXHIBITS

Exhibit No.	Description
1	Complaint